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7 ANDREW LINTON,
8 Plaintiff,
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10 v.
11 COLPO TALPA, LLC,
12 Defendant.

13 Case No. 25-cv-04242-JCS

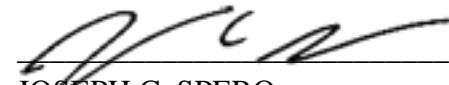
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15 **ORDER GRANTING MOTION TO**
16 **QUASH**

17 Re: Dkt. No. 13

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19 Third party Jaries Azar has filed a motion to quash a subpoena that has been served upon
20 him by Plaintiff in this action. Pursuant to Rule 23(d)(1) of the Federal Rules of Civil Procedure,
21 “[a] party may not seek discovery from any source before the parties have conferred as required by
22 Rule 26(f), except in a proceeding exempted from initial disclosure under Rule 26(a)(1)(B), or
when authorized by these rules, by stipulation, or by court order.” A motion to enforce a
judgment of the bankruptcy court does not fall under any exception to that requirement under Rule
26(a)(1)(B). Accordingly, the Motion to Quash is GRANTED on the basis that discovery is not
yet open and the Court has not authorized Plaintiff to issue any subpoenas in this case. The Court
does not reach the substantive merits of Azar’s Motion to Quash at this time. The motion hearing
noticed for August 21, 2025 is vacated.

23 **IT IS SO ORDERED.**

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25 Dated: June 25, 2025

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JOSEPH C. SPERO
28 United States Magistrate Judge